



Australian
Competition &
Consumer
Commission

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Our Ref: C2010/709
Contact Officer: Jasmine Tan
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19 August 2010

Mr Justin Oliver
Partner
Minter Ellison Lawyers

By email: justin.oliver@minterellison.com; kathryn.finlayson@minterellison.com

Dear Mr Oliver

**Authorisation A91245 submitted by Pozzolanic Enterprises Pty Ltd –
request for material to be excluded from the public register**

I refer to your submission regarding the above application for authorisation, which you lodged with the Australian Competition and Consumer Commission (the ACCC) on behalf of Tarong Energy Corporation Limited (TEC) on 17 August 2010.

I have considered TEC's request that the confidential version of its submission in relation to the above application be excluded from the ACCC's public register.

As you are aware, the ACCC is generally required under section 89 of the *Trade Practices Act 1974* (the Act) to place documents provided to it in relation to an application for authorisation on the ACCC's public register. The Act provides that a person submitting a document in relation to an authorisation application may request that the document or parts thereof be excluded from the public register by reason of the nature of certain information contained in the document or part document.

As a person authorised to make a decision for and on behalf of the ACCC in relation to such a request, I advise that the confidential version of TEC's submission in relation to the above application will not be placed on the public register.

This letter has been placed on the ACCC's public register.

I note that you also provided a public version of TEC's submission. This version will be placed on the public register in the form it was provided to the ACCC.

Should you have any queries in relation to this matter, please do not hesitate to contact Jasmine Tan on (02) 6243 1363, or by email to jasmine.tan@acc.gov.au.

Yours sincerely



David Hatfield
Acting General Manager
Adjudication Branch